

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

)
APPLERA CORPORATION, MDS INC.,)
and APPLIED BIOSYSTEMS/MDS SCIEX)
INSTRUMENTS,)
)
Plaintiffs and) Civil Action No. 04-1230-GMS
Counter-Defendants,)
)
v.)
)
THERMO ELECTRON CORPORATION,)
)
)
Defendant and)
Counter-Plaintiff.)
)
)
THERMO FINNIGAN LLC)
)
Plaintiff and) Civil Action No. 05-110-GMS
Counter-Defendant,)
)
v.) (Consolidated)
)
APPLERA CORPORATION, MDS, INC.,)
and APPLIED BIOSYSTEMS/MDS SCIEX)
INSTRUMENTS,)
)
Defendants and)
Counter-Plaintiffs.)
)
THERMO FINNIGAN LLC,)
)
Plaintiff and)
Counter-Defendant,)
)
v.) Civil Action No. 04-1505-GMS
)
APPLERA CORPORATION,)
)
Defendant and)
Counter-Plaintiff.)
)

STIPULATION AMENDING ADDENDUM TO SCHEDULING ORDER

The parties hereby stipulate, subject to the approval of the Court, that the Addendum to the Scheduling Order shall be modified as follows:

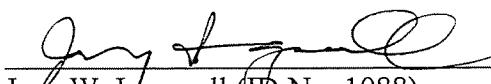
For a discovery request served by July 1, 2005, a full and complete response/production will be finished by:

October 12, 2005 for financial documents.

October 5, 2005 for all other documents.

This amendment to the Addendum will not affect any deadlines in the Scheduling Order itself.

YOUNG CONAWAY STARGATT
& TAYLOR, LLP


Josy W. Ingersoll (ID No. 1088)
Adam W. Poff (ID No. 3990)
The Brandywine Building
1000 West Street, 17th Floor
P.O. Box 391
Wilmington, DE 19899-0391
(302) 571-6672
jingersoll@ycst.com
*Attorneys for Applera Corporation,
MDS, Inc., and Applied Biosystems/MDS
Sciex Instruments*

RICHARDS, LAYTON & FINGER

/s/ Frederick L. Cottrell, III
Frederick L. Cottrell, III (ID No. 2555)
One Rodney Square
920 North King Street
Wilmington, Delaware 19801
302-651-7701
cottrell@rlf.com
*Attorneys for Thermo Electron Corp.,
And Thermo Finnigan LLC*

SO ORDERED this _____ day of _____, 2005.

U.S.D.J.